PTO/SB/31 (09-06)

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NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

1390.0070006/BJD

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with	In re Application of RANGEL-ALDAO et al.	
sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-	Application Number	Filed
1450" [37 CFR 1.8(a)] on	10/055,430	January 25, 2002
Signature	For Malt Beverage Having Stabilized Flavor and Methods	
<u> </u>	Art Unit Examiner	
Typed or printed name	1761 Corbin, Arthur L.	
Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.		
The fee for this Notice of Appeal is (37 CFR 41.20(b)(1))		
Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:		
A check in the amount of the fee is enclosed.		
Payment by credit card. Form PTO-2038 is attached.		
The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.		
$\overline{\chi}$ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No19-0036 I have enclosed a duplicate copy of this sheet.		
A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.		
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.		
I am the		
applicant/inventor.	Signature	
assignee of record of the entire interest.	•	Signature 1
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)	· · · · · · · · · · · · · · · · · · ·	. Del Buono or printed name
ਿਹੀ attorney or agent of record	••	•
x attorney or agent of record. Registration number 42,473	(202) 371-2600	
	Telep	phone number
attorney or agent acting under 37 CFR 1.34. Registration number if acting under 37 CFR 1.34.	December 22, 2006	
regionation named in doining and of the real real real real real real real rea	.	Date
NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required.		
Submit multiple forms if more than one signature is required, see below*.		
*Total of forms are submitted		
Total of forms are submitted.		

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

621,820





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December 22, 2006

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Art Unit 1761

Attn: Mail Stop AF

Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

Re:

U.S. Divisional Utility Patent Application

Application No. 10/055,430; Filed: January 25, 2002

For: Malt Beverage Having Stabilized Flavor and Methods of Production

Thereof

Inventors: RANGEL-ALDAO et al.

Our Ref: 1390.0070006/BJD

Sir:

Transmitted herewith for appropriate action are the following documents:

- 1. Credit Card Payment Form (PTO-2038) in the amount of \$500.00 to cover the appropriate fee for a Notice of Appeal for a large entity;
- 2. Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences; and
- 3. One (1) return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier.

In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned. The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Brian J. Del Buono Attorney for Applicants

Registration No. 42,473

BJD/nef Enclosures

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